#### STATE OF NORTH DAKOTA

### BEFORE THE COMMISSIONER OF INSURANCE

In the Matter of the	)	
Examination of Nodak Mutual	)	FINDINGS OF FACT,
Insurance Company of Fargo,	)	CONCLUSIONS OF LAW,
North Dakota, a North Dakota Mutual	)	AND ORDER
Property and Casualty Insurance	)	
Company.	)	

## **INTRODUCTION**

The North Dakota Insurance Department has conducted a market conduct examination of Nodak Mutual Insurance Company (hereinafter "Respondent") in order to determine compliance with North Dakota law. The examination was made of the condition and affairs of Respondent as of December 31, 2001. The current examination was conducted by the State of North Dakota without participation from any other states. Pursuant to N.D. Cent. Code § 26.1-03-19.4, the examiners have presented to the Commissioner of Insurance a written report of examination. A copy of this report of examination and Notice were mailed to the Respondent on May 28, 2003. The Respondent was given 30 days to make written submission or rebuttal with respect to any matters in the examination report prior to release of a final report by the Commissioner. In a response dated June 2, 2003, Respondent indicated its acceptance of the examination report.

The Commissioner of Insurance, having fully considered and reviewed the examiner's report, enters the following Findings of Fact, Conclusions of Law, and Order.

## FINDINGS OF FACT

The Commissioner specifically adopts as his findings herein the market conduct examination report filed by the examiners without modification, a copy of which is attached hereto and by this reference incorporated herein.

## **CONCLUSIONS OF LAW**

Except as noted in the report, Respondent is in compliance with North Dakota laws relative to its market conduct activities.

# <u>ORDER</u>

NOW, THEREFORE, based on the foregoing Findings of Fact and Conclusions of Law, it is hereby ordered that the market conduct examination report herein incorporated by reference is adopted.

It is further ordered that Nodak Mutual Insurance Company shall comply with all of the examiner's recommendations listed in the examination report insofar as they relate to a specific statutory requirement.

The use of this Order for competitive purposes by an insurance agent or agency holding a license in the State of North Dakota, or by any company holding a Certificate of Authority, or by anyone on their behalf, may be deemed unfair competition and be grounds for suspension or revocation of said license or authority.

DATED this 2<sup>nd</sup> day of June, 2003.

Jim Poolman Commissioner N.D. Insurance Department 600 East Boulevard Bismarck, ND 58505 (701) 328-2440